

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF PENNSYLVANIA

ROBERT PORTER,)	
)	Civil Action No. 04 - 1228
Plaintiff,)	
)	Judge Thomas M. Hardiman /
v.)	Magistrate Judge Lisa Pupo Lenihan
)	
A. KING, Correction Officer; ORENBAUN,)	
Correction Officer; CONNOR, Correction)	
Officer; MARK CAPOZZA, Unit Manager;)	
DURCO, (Sergeant); LIEUTENANT BALL;)	
and SERGEANT NEGLEY,)	
)	
Defendants.)	

ORDER

Plaintiff, Robert Porter, a prisoner at S.C.I. Camp Hill, submitted a Motion to Amend the Caption (Doc. No. [64]) on April 6, 2007, requesting that the Defendant originally named in the complaint as "THE LIEUTENANT" be changed to 'LIEUTENANT BALL'. The Plaintiff had filed a Motion to file an Amended Complaint (Doc. No. 50) on March 20, 2007, which the Court interpreted as a motion to amend the caption. The Court entered an Order (Doc. No. [60]) on March 29, 2007, granting the motion and ordering the Clerk of Court to make the exact change in the caption that Plaintiff requests in this immediate motion. A current copy of the docket will be attached to this order so that Plaintiff will be aware of how the current caption reads. Therefore,

IT IS ORDERED this 6th day of April, 2007, that Plaintiff's Motion to Amend the Caption (Doc. No. 64), is **DENIED** as moot.

IT IS FURTHER ORDERED that the parties are allowed ten (10) days from this date to appeal this order to a district judge pursuant to Local Rule 72.1.3 B. Failure to appeal within ten (10) days may constitute waiver of the right to appeal.

s/Lisa Pupo Lenihan

Lisa Pupo Lenihan
U.S. Magistrate Judge

cc: ROBERT R. PORTER
DU-6434]
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Counsel of record.